

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

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FISCAL IMPACT STATEMENT

LS 6114

BILL NUMBER: SB 133

NOTE PREPARED: Jan 30, 2004

BILL AMENDED: Jan 29, 2004

SUBJECT: Psychiatric Advance Directives.

FIRST AUTHOR: Sen. Lawson C

FIRST SPONSOR:

BILL STATUS: CR Adopted - 1st House

FUNDS AFFECTED: **GENERAL**
 DEDICATED
 FEDERAL

IMPACT: No Fiscal Impact

Summary of Legislation: (Amended) This bill allows certain individuals to execute a psychiatric advance directive. The bill sets forth requirements for a psychiatric advance directive. It provides immunity for a person who violates a psychiatric advance directive for certain reasons. It also allows a physician to deviate from a psychiatric advance directive under specified circumstances. The bill provides that a health care representative may act in accordance with a psychiatric advance directive. (The introduced version of this bill was prepared by the Commission on Mental Health.)

Effective Date: July 1, 2004.

Explanation of State Expenditures: A psychiatric advance directive (PAD) expresses an individual's preference and consent to or refusal of the administration of specified mental health treatment measures during periods of incapacity. The PAD must be executed at a time when the individual has capacity to make decisions regarding treatment.

Explanation of State Revenues:

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: Family and Social Services Administration.

Local Agencies Affected:

Information Sources:

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